IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

MACA.No. 1535 of 2007

OPMV.862/2002 of MOTOR ACCIDENT CLAIMS TRIBUNAL, MANJERI
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APPELLANT/PETITIONER

P.PARANGODAN, AGED 50 YEARS,
S/O.VELAYUDHAN PALLIYAMBIL,
SAKTHAM,KADAPPADI,PERUVALLUR POST, KONDOTTY VIA,
TIRURANGADI THALUK,
MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS: 3RD RESPONDENT

THE UNITED INDIA INSURANCE COMPANY LTD.,
BRANCH OFFICE, ARAFA BUILDING,
COURT ROAD, MANJERI, MALAPPURAM DISTRICT.

BY

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 17/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

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J.B.KOSHY & V.GIRI, JJ.

M.A.C.A.1535 OF 2007

Dated 17th August, 2007

JUDGMENT

Koshy,J.

Appellant, a bank employee, met with a motor accident by which he sustained fracture of left humerus. It is contended that he was aged 46 at the time of the accident, but, only 11 was taken as the multiplier. He produced a certificate assessing 15% disability and taking Rs.15,000/= as the annual notional income compensation for disability and loss of earning power was calculated at Rs.24,750/=. He was a bank employee. His employment was not affected due to the accident. There is no case that because of the injuries, his salary or income was reduced. In fact, the compensation need not have been granted on a multiplier method. In any event, it cannot be stated that the compensation awarded is not just and reasonable.

The appeal is dismissed.

J.B.KOSHY
JUDGE

V.GIRI
JUDGE

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